

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Yuriy V. Mikhaylik	Docket No.:	057519.00116 (MT0081.1)
Application No.:	10/753,031	Group Art Unit:	1795
Filing Date:	January 6, 2004	Examiner:	Laura S. Weiner
TITLE:	ELECTROLYTES FOR LITHIUM SULFUR CELLS		

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMMENTS ON EXAMINER'S REASONS FOR ALLOWANCE

Commissioner:

Applicant objects to the Examiner's statement of allowability provided in the prosecution history of this case to the extent that it may give rise to reasoning that is inconsistent with the proper scope of the claims. The Examiner's statement does not include at least (1) all the differences in the claims not found in the prior art of record, and (2) all the reasons why such differences are considered to patentably distinguish over the prior art.

Claim construction requires each claim to be taken as a whole. Patentability of each claim is imparted by each claim as a whole. No portion of any claim is to be construed as more important for patentability than any other portion.

Applicant asserts that each claim is allowable because all statutory requirements have been met, including, inter alia, the absence in all art of record of the same inventions as claimed or any disclosure, teaching, or suggestion (explicit or implied) that would make the claimed inventions obvious to a person having ordinary skill in the art.

Respectfully submitted,

Dated: February 25, 2008

By /David E. Rogers/
David E. Rogers
Reg. No. 38,287

SQUIRE, SANDERS & DEMPSEY L.L.P.
Two Renaissance Square
40 North Central Avenue, Suite 2700
Phoenix, Arizona 85004-4498
(602) 528-4124